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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

| | |
|----------------------|--------------|
| Application Number | 10/611,759 |
| Filing Date | July 1, 2003 |
| First Named Inventor | Harris |
| Art Unit | 3765 |
| Examiner Name | N/A |

Total Number of Pages in This Submission

Attorney Docket Number 78905/6802

ENCLOSURES (check all that apply)

- | | | |
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| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to Group |
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| <input type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | 1) Form PTO 1449; |
| <input checked="" type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) _____ | 2) Two References; and |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | | 3) Return Receipt Postcard |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

REMARKS:**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual name Steven M. Freeland, Reg. No. 42,555

Signature

Date

July 8, 2004

CERTIFICATE OF TRANSMISSION/MAILING

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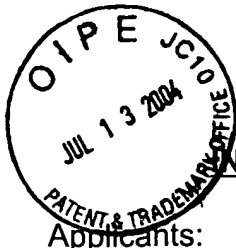
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket No. 78905/6802

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Harris et al.

Application No.: 10/611,759

Filed: July 1, 2003

Title: METHOD, APPARATUS AND SYSTEM
FOR USE IN CONTROLLING
TRANSMISSION POWER DURING
WIRELESS COMMUNICATION

Art Unit: 3765

Examiner: N/A

Customer No.: 22242

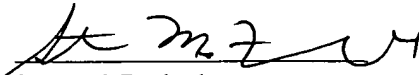
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07/08/2004

Date


Steven M. Freeland
Registration No. 42,555
Attorney for Applicants

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted:

X

Under 37 CFR §1.97(b) (within three months of the filing date of a national application or date of entry of an international application, or before the mailing date of a first Office Action on the merits, whichever occurs last). However, should a first Office Action on the merits be mailed unbeknownst to the undersigned prior to the date of mailing of this paper, the fee requested under §1.17(p) may be charged to Deposit Account No. 06-1135.

IDS

Application No. 10/611,759

Page 2

____ Under 37 CFR §1.97(c) together with either:
____ a statement under 37 CFR §1.97(e), or
____ a fee under 37 CFR §1.17(p)
(after the 37 CFR §1.97(b) time period, but before the mailing date of
a final Action, a Notice of Allowance, or an action that otherwise
closes prosecution).

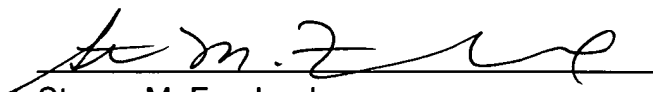
____ Under 37 CFR §1.97(d) together with:
____ a statement under 37 CFR §1.97(e), and
____ a fee under 37 CFR §1.17(p)
(after the 37 CFR §1.97(c) time period, but on or before payment of
the issue fee).

In accordance with the duty of disclosure imposed by 37 CFR § 1.56 to inform the Patent Office of all patents, publications, applications and other information known by Applicants or Applicants' representative that may be material to the examination of the subject application, Applicants' representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 CFR §§ 1.97-1.98 and includes Form PTO-1449 with Two (2) references listed as items AA-AB.

It is requested that the information provided herein be made of record in this application.

Dated: July 8, 2004

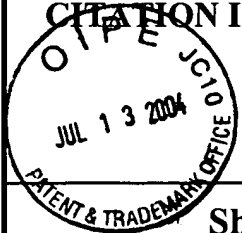
Respectfully submitted,



Steven M. Freeland
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Address all Correspondence to:

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120 So. LaSalle Street, Suite 1600
Chicago, IL 60603
(858) 552-1311

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|---|----------------------|---------------------|
| Form PTO-1449 (Modified) INFORMATION DISCLOSURE CITATION IN AN APPLICATION  | Application No. | 10/611,759 |
| | Filing Date | July 1, 2003 |
| | First Named Inventor | Harris |
| | Group Art Unit | 3765 |
| | Examiner Name | N/A |
| Sheet 1 of 1 | Attorney Docket No. | 78905/6802 |

| U.S. PATENT DOCUMENTS | | | | | | | | | |
|-----------------------|----------|---|------------------------------|----------------------------|-------------------------------------|---|-------|-----------|-------------|
| EXAMINER INITIALS* | CITE NO. | COPY NOT ENCLOSED PER 37 CFR § 1.98(d) | U.S. PATENT DOCUMENT | | NAME OF INVENTOR OR APPLICANT | DATE OF ISSUANCE OR PUBLICATION (MM-DD-YYYY) | CLASS | SUB CLASS | FILING DATE |
| | | | PATENT, PUB., OR APP. NO. | KIND CODE (if known) | | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | | | |
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| | | | COUNTRY OR OFFICE (two-letter code) | DOCUMENT NO. | KIND CODE (if known) | | | | YES | NO |
| | AA | | WO | 01/69870 | A1 | 09/20/2001 | | | | |
| | AB | | WO | 03/013047 | A3 | 02/13/2003 | | | | |

| OTHER DOCUMENTS – NON PATENT LITERATURE DOCUMENTS | | | |
|---|----------|---|---|
| EXAMINER INITIALS* | CITE NO. | COPY NOT ENCLOSED PER 37 CFR § 1.98(d) | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. |
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| Examiner Signature | | Date Considered | |
| *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant. | | | |